

ASSIGNMENT AGREEMENT

THIS ASSIGNMENT AGREEMENT (the "Assignment Agreement") is entered into this 1st day of October, 2017, by and between Snohomish County Fire Protection District No. 1, a Washington municipal corporation (the "**Assignor**"), the City of Everett, (the "**Contracting Entity**"), and South Snohomish County Fire & Rescue Regional Fire Authority (the "**Assignee**").

WHEREAS, Assignor and Contracting Entity entered into a cooperative purchasing agreement dated March 3, 2011 (the "Contract"), a copy of which is attached hereto as **Exhibit A**; and

WHEREAS, Assignor has, as of October 1, 2017, ceased to operate and instead has been replaced by the newly formed South Snohomish County Fire & Rescue Regional Fire Authority (the "Authority") pursuant to Chapter 52.26 RCW; and

WHEREAS, pursuant to RCW 52.26.100, all functions and duties of the Assignor are to be transferred to the Authority upon its creation.

NOW, THEREFORE, the parties agree as follows:

1. **Assignment and Assumption.** Assignor's interest in the Contract is hereby assigned to the Assignee, and by entering into this Assignment Agreement the Authority hereby accepts said assignment and agrees to assume said interests, duties, and obligations.
2. **Notice.** Any notices to be provided to Assignor under the Contract shall, commencing on October 1, 2017 be given as follows:

South Snohomish County Fire & Rescue Regional Fire Authority
12425 Meridian Ave.
Everett, WA 98208

3. **Consent of Contracting Entity.** The Contracting Entity hereby consents to this Assignment Agreement and the terms and conditions set forth herein.
4. **Other Terms and Conditions.** All other terms and conditions of the Contract shall remain unchanged and in full force and effect.

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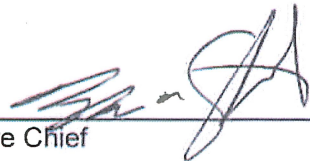
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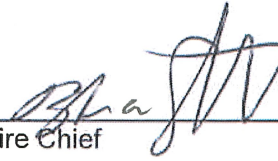
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IN WITNESS WHEREOF, the parties have executed this Assignment Agreement as of the day and year first above written.

**SOUTH SNOHOMISH COUNTY FIRE
& RESCUE REGIONAL FIRE AUTHORITY**

By: 
Fire Chief

**SNOHOMISH COUNTY FIRE
PROTECTION DISTRICT NO. 1**

By: 
Fire Chief

CITY OF EVERETT

By: 
Title

Attest: 
City Clerk

Approved as to form:


By: 
City Attorney

Exhibit A

**COOPERATIVE PURCHASING AGREEMENT BETWEEN THE CITY OF EVERETT AND
SNOHOMISH COUNTY FIRE PROTECTION DISTRICT NO. 1**

INTERGOVERNMENTAL COOPERATIVE PURCHASING AGREEMENT

Pursuant to Chapter 39.34 RCW and to other applicable laws,
Snohomish County Fire Prevention #1 and, THE CITY OF EVERETT,
both political subdivisions of the State of Washington, hereby agree to cooperative governmental
purchasing upon the following terms and conditions:

1. This Agreement pertains to bids and contracts for supplies, material, equipment, or services that may be required from time to time both by Snohomish County Fire Prevention #1 and the City of Everett.
2. Each of the parties from time to time goes out to public bid and contracts to purchase supplies, material, equipment, and services. Each of the parties hereby agrees to extend to the other party the right to purchase pursuant to such bids and contracts to the extent permitted by law, and to the extent agreed upon between each party and the bidder, contractor, vendor, supplier, or service provider.
3. Each of the parties shall comply with all applicable laws and regulations governing its own purchases.
4. Each of the parties shall contract directly with the bidder, contractor, vendor, supplier, or service provider, and pay directly in accordance with its own payment procedures for its own purchases. Each party will indemnify and hold the other party harmless as to any claim arising out of its participation in this Agreement.
5. Any purchase made pursuant to this Agreement is not a purchase from either of the parties. This Agreement shall create no obligation to either of the parties to purchase any particular good or service, nor create to either of the parties any assurance, warranty, or other obligation from the other party with respect to purchasing or supplying any good or service.
6. No separate legal or administrative entity is intended to be created pursuant to this Agreement. No obligation, except as stated herein, shall be created between the parties or between the parties and any applicable bidder or contractor.
7. The Purchasing Manager of Snohomish County Fire Prevention #1 and the Purchasing Manager of the City of Everett shall be representatives of the entities for carrying out the terms of this Agreement.
8. This Agreement shall continue in force until canceled by either party, which cancellation may be effected upon receipt by one of the parties of the written notice of cancellation of the other party.

INTERGOVERNMENTAL COOPERATIVE PURCHASING AGREEMENT (Cont.)

APPROVED this 3 day of
MARCH, 2001.

APPROVED this 29th day of
March, 2001.

CITY OF EVERETT

BY [Signature]
Name: ED WIDDIS
Title: FIRE CHIEF

BY: [Signature]
Ray Stephanson
Mayor

Subscribed and sworn to me this
_____ day of _____, 2001.

Subscribed and sworn to me this 29th day of MARCH, 2001.

Notary Public in and for the State of
Washington, residing at _____
My commission expires _____.

[Signature]
Notary Public in and for the State of
Washington, residing at MARYSVILLE
My commission expires 1-02-2012.

APPROVED AS TO FORM:

APPROVED AS TO FORM:

Name: _____
Title: _____

[Signature]
James D. Iles
City Attorney

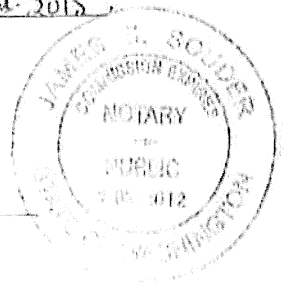
3/21/11
Date

ATTEST:

ATTEST:

Name: _____
Title: _____

[Signature]
Sharon Marks
City Clerk



Agreement

EVERETT CITY COUNCIL AGENDA ITEM COVER SHEET

17

PROJECT TITLE:

Authorize the Assignment
Agreement with South
Snohomish County Fire &
Rescue Regional Fire
Authority

____ Briefing
____ Proposed Action
____ Consent
____ Action
____ First Reading
____ Second Reading
____ Third Reading
____ Public Hearing

COUNCIL BILL #

Originating Department

Contact Person

Phone Number

FOR AGENDA OF

Finance/Purchasing

Theresa Bauccio-Teschlog

425-257-8901

November 29, 2017

Initialed by:

Department Head

CAA

Council President

db
JT

Location

Preceding Action

Attachments

Department(s) Approval

South Snohomish County Fire &
Rescue Regional Fire Authority

Fire, Purchasing

Amount Budgeted	-0-	
Expenditure Required	-0-	Account Number(s):
Budget Remaining	-0-	
Additional Required	-0-	

DETAILED SUMMARY STATEMENT:

Snohomish County Fire District 1 has ceased to operate and instead has been replaced by the newly formed South Snohomish County Fire & Rescue Regional Fire Authority. Previously, the City of Everett had an Intergovernmental Cooperative Purchasing Agreement with Snohomish County Fire District 1.

The Intergovernmental Cooperative Purchasing Agreement is being assigned from Snohomish County Fire District 1 to South Snohomish County Fire & Rescue Regional Fire Authority.

RCW 39.34 allows cooperative purchasing between public agencies when the parties have executed an interlocal cooperative purchasing agreement.

RECOMMENDATION (Exact action requested of Council):

Authorize the Mayor to sign the Assignment Agreement with South Snohomish County Fire & Rescue Regional Fire Authority.

*Council approved
11.29.17
A.P.*